

INTEROFFICE CORRESPONDENCE

FROM: The Office of General Counsel

DEPT. NO. 322 BLDG. AP6D EXT. 71788

TO: Russ Lehn

Jeff Yablon

D-303, AP30 D-T21, BBURN DATE: February 24, 1992

RE: Request for Disclosure of Contract Information from HIP

I have attached a proposed letter for you to review and comment upon respecting the referenced matter. Russ, yours is for Abbott/PPD, and Jeff, yours is for TAP (You both received similar requests from HIP. The text of the letters is essentially the same).

Please comment upon the letter and also Russ before we send your letter, could you please send me (by fax) a copy of your HIP agreement. Thanks.

MAUREEN M. McSHANE Senior Attorney

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MMM:dkd Enclosure

MMM/R. Lehn

DEFENDANT'S EXHIBIT

DRAFT

## TAP Pharmaceuticals Inc.

Bannockburn Lake Office Plaza 2355 Waukegan Road Deerfield, Illinois 60015

February 24, 1992

Mr. Mohan Vodoor Acting Director of Pharmacy Services Health Insurance Plan of Greater New York ("HIP") 7 West 34th Street New York, NY 10001

Dear Mr. Vodoor:

We are in receipt of your letter dated February 18, 1992 respecting your request that TAP Pharmaceuticals Inc. ("TAP") consent to HIP's provision of information respecting our pharmaceutical products agreement dated \_\_\_\_\_\_\_ to the General Accounting Office ("GAO"). We understand that the GAO is seeking the information as part of a study of prescription drug prices.

TAP is consenting to HIP's disclosure of information to the GAO for the purpose of this study based upon TAP's understanding from HIP that (i) the GAO will not publish or disclose to others any data from the study that would specifically identify TAP, its products or its product prices; and (ii) HIP is only submitting to the GAO information regarding those TAP products that fall within the two categories of prescription drugs described in the GAO's January 14, 1992 letter to HIP (a copy of which is enclosed), and that the product information disclosed will be limited to the items of requested information identified in the attachment to that letter.

Very truly yours,

Alan Mackenzie Director, Sales Operations

Attachment

Letter/HIP/TAP



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